TOWN OF SUPERIOR MINUTES REGULAR MEETING

A REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF SUPERIOR, ARIZONA, AT THE SUPERIOR SENIOR CENTER LOCATED AT 360 W. MAIN STREET ON THURSDAY, DECEMBER 5, 2013 AT 7:00 P.M.

CALL TO ORDER:

Mayor Valenzuela called meeting to order at 7:29 pm.

ROLL CALL:

Mayor Jayme Valenzuela
Vice Mayor Olga Lopez
Councilmember Gilbert Aguilar
Councilmember Michael Alonzo
Councilmember Mila Besich-Lira
Councilmember Steve Estatico
Councilmember John Tameron

TOWN STAFF PRESENT:

Town ManagerMargaret GastonTown AttorneyStephen CooperAdministrationRuby CervantesPolice DepartmentOfficer LawrenceFire DepartmentTodd PryorPublic WorksAnthony Huerta

VISITORS PRESENT:

Sandra Doyle Dixie Briegel
Sonnie Sansom Gary Briegel
David Rabago Hank Gutierrez
Melissa Rabago Tina Gutierrez
Nancy Vogler Nina Crowder
Bill Vogler Tiffany Rowell

Tom Spridgen Bill and Sue Anderson

CALL TO THE PUBLIC:

Sonnie Sansom Bill Vogler Nancy Vogler Leslie Martin Sue Anderson Hank Gutierrez Town of Superior Page 2 December 5, 2013

PLEDGE OF ALLEGIANCE:

Mayor Valenzuela led the staff and public in the Pledge of Allegiance.

INVOCATION:

Mayor Valenzuela gave the invocation; missionaries from Church of Jesus Christ Latter Day Saints did not show up.

SPECIAL PRESENTATION:

A. Proclamation in Recognition of Optimism and Community Service Mayor Valenzuela Town of Superior, and President Besich, Superior Optimist Club, proclaim Red Bear Outfitters the 2013 Spirit of Optimism Community Champion.

Town Manager-Ms. Gaston read the Proclamation, Mayor Valenzuela signed the Proclamation. Councilmember Besich-Lira had President of Superior Optimist Club, JoAnn Besich sign the Proclamation. Soyla Peralta spoke on behalf of the Red Bear Outfitters thanked the Town and Superior Optimist for the honor. The Red Bear Outfitters were contacted by an organization that wants to donate 500 toys that will be given out to the children of Superior. They have asked the Red Bear Outfitters to facilitate this so they will be hosting a gathering Christmas Eve, December 24th at 2:00 p.m. at the Magma Club. There will be refreshments, Santa will be there and the toys will be given to the children.

CONSENT AGENDA:

- A. Minutes of Regular Meeting November 21, 2013. Mayor asked whether any members of the Council request any item be removed from the Consent Agenda for separate discussion.
- B. Approval of Beverage Permit by Joseph Lopez III for a horseshoe Tournament.

Motion to approve the consent agenda made by Councilmember Besich-Lira, second by Councilmember Estatico. Motion carries.

NEW BUSINESS:

A. Discussion and Possible Change of Approval of the Sponsorship of the 3rd Annual Lost Eco Tourism Festival. Council addressed this agenda item on November 7, 2013, and approved the sponsorship of the LOST Trail Eco Tourism Festival to be held on February 8, 2014. The sponsorship included granting the use of the Magma Club free of charge, but the committee still needed to sign the paperwork, and agree to clean up the building after the event. On November 17, 2013, the Mayor, council and Town staff received a letter from Sue Anderson, Superior Chamber of Commerce regarding the waiving of fees for some events in town. She suggested a fee for nonprofits and a separate fee for all others. The Town does have a policy, but the Town did waive fees for the Miracle on Main Street for the children. The fees are separate by the for-profit groups and the non-profit groups. For example the fee schedule for non-profit organizations for the Magma Club is \$100.00 for 10 hours. The fee for-profit group is a maximum of \$250 for 10 hours, etc. All deposits are the same, and will be returned to the different organizations if the buildings are cleaned and in good condition. Mayor Valenzuela stated that he asked for this item to be put back on the agenda after getting feed back from the community regarding waving the fee and and the Chamber wanting a refund. He felt that this needed to be discussed again. Councilmember Besich-Lira spoke

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on the subject and stated that this is important to the Town and the Town benefits from these activities along with activities from other committee's that partner with the Town. The Chamber is a committee that brings a lot of visitors to our Town. The Town also benefits from the revenues these organizations raise with these events. Councilmember Alonzo stated he feels we need to refund some of the money back to the Chamber of Commerce. We need to support these organizations when they are trying to bring economic growth to our town thru the activities they sponsor. Councilmember Besich-Lira request that the issue of refunding the Chamber of Commerce some of their money be put on the next meetings agenda for discussion.

Motion to approve continued sponsorship of the Lost Trail Eco Tourism Festival made by Councilmember Alonzo, second by Councilmember Estatico, motion carries.

Business item C was moved with item B. Item C needed to be discussed before council could discuss or vote on item B.

- C. Discussion/Approval of SP-2010-01: This Application is to Approve a Site Plan for a Convenience Market with Fuel Pumps Complies with the Requirements of the Zoning Ordinance and Incorporates Additional Landscaping and Screening in Deference to the Concerns to Adjacent Property Owners. Agenda items B & C apply to the rezoning of the parcels for the RV Park on Highway 60 from R3 (multifamily residential) to C2 (general Commercial), the address is 1113 W. US Highway 60. This rezoning of the property has been considered for quite some time. The Circle K Corporation representatives have met with the Town Engineer Richard Turner, and also have held meetings in town with the neighborhood surrounding this property. The Planning and Zoning Commission did meet on November 14, 2013, at the Senior Center, and they did have a quorum. The Zoning change was discussed. The motion was made and passed to approve the zoning change at 1113 W. US Highway 60 from R3 to C2. Signage has not been submitted. Motion to approve site plan made by Councilmember Aguilar, second by Councilmember Tameron, Motion carries.
- B. Ordinance No, `13-120 An Ordinance of the Mayor and Town Council of the Town of Superior, Arizona, approving a Rezoning of Approximately 2.7 Acres from R3 (Multi Family Residential) to C-2 (General Commercial) Subject Property is Located at 1113 W. US Highway 60 (Portions of Assessor's Parcel numbers: 105-11-0960 and 105-11-002B) in a Portion of Section 4, T2S, R12E of the G & SRB&M, Pinal County, Arizona. If the ordinance is passed, it will be published in the newspaper, but also the zoning maps of the Town of Superior will be changed to reflect the new zoning classification. Motion to approve Ordinance No 13-120 made by Vice Mayor Lopez, second by Councilmember Aguilar, motion carries.
- D./E./F. Discussion/Approval of Intergovernmental Agreement Between The Arizona Department of Public Safety and the Town of Superior for Interim Police Chief. Item D is a standard Intergovernmental Agreement between governmental agencies, this one is between the Town of Superior and Arizona Department of Public Safety. DPS will pay the interim chief's salary and associated employee related expenditures and overtime for the first 12 weeks, Superior will pay the same costs after the 12 week period. Superior will furnish a vehicle for 24-hour work related use by the interim chief as well as vehicle expenses, also Superior will reimburse the Department for other operating expenses, including per diem, at a rate not to exceed the State's allowable rate (currently \$34 per day). Superior also agrees to pay a temporary 5% salary adjustment of the interim chief including

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employee related expenditures. We will not have to pay for housing, because the Interim Chief lives in the east valley and will commute to Superior. The DPS Interim Chief Program does need to be accepted and also in the Motion it should be noted the Town of Superior agrees to accept their financial responsibility for this program. The last item is to appoint DPS Sgt. Edward McNeill to the post of the Interim Police Chief of the Town of Superior. Motion to approve the IGA with Arizona Department of Public Safety, Acceptance of DPS Interim Chief Program and Financial Responsibility and Appointment of a DPS Interim Chief for The Town of Superior was made by Councilmember Estatico, second by Vice Mayor Lopez, motion carries.

- E. Motion to approve DPS Interim Chief Program and Financial Responsibility of the Interim Chief Program made by Councilmember Estatico, second by Councilmember Besich-Lira, motion carries.
- F. Motion to approve appointment of a DPS Interim Chief for the Town of Superior, Sgt. Edward McNeill, made by Councilmember Tameron, second by Councilmember Alonzo, motion carries.
- G. Discussion and Possible Cancellation of Regular Council Meeting on January 2, 2014. Town Manager-Margaret Gaston recommends that we cancel the meeting on January 2, 2014, an plan on the Regular meeting on January 16th, 2014. Being New Year's Day and a holiday, I wasn't sure when Council Packets can be assembled and distributed. It would be a very tight schedule. December 19, 2013, we will have a public hearing on possible CDBG projects. If something comes up that needs to be addressed, we can call a special meeting the week of January 6th, 2014. Motion to cancel regular council meeting made by Councilmember Besich-Lira, second by Vice Mayor Lopez. Motion carries.

Sgt. McNeil was asked if he wanted to speak..he gave a brief biography of himself and his experience as a DPS Officer. Thanks everyone for the opportunity to serve this community.

CALL TO THE PUBLIC

Sonnie Sansom- He feels that he was chastised and accused of undermining the Council. Anyone that has been here knows that I have been at every meeting and have expressed my thoughts and concerns thru emails and many times I have been here thru several managers, Interim managers, Police Chiefs and many other staff members. Stated that some of the councilmember's are here or have showed up to be elected. You are our governing body and responsible for raising our taxes and spending our dollars in a responsible way and not for your own agenda. Some of you need to go back and read your booklet and review what exactly your responsibly are, I have reviewed mine. Town has rewarded our own engineers for a mistake that they did. The Town is waving fees for pet projects for members of this council. You tell the public we have no money for town up keep but we are ready to commit to matching monies for a grant.

Bill Vogler-He was glad that the issue with the Lost Trail was settled and we are working together. As far as use of the Town Property we have to look at the fact that all activities are for the enjoyment of local and to bring visitors to this Town. The Chamber makes money but that money is put back into the Town for signage and promotion of the next event. We are on our way to working together and we just keep

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moving forward. Maybe if the only fee should be the fees to cover utilities, I think we could all work with that

Nancy Vogler- Just wanted to thank you all for waving all of the fees for the Lost Trail and just want to remind you that Town of Superior, Tonto National Forest Department, Arizona Trail Association, Superior Historical Society, Superior Chamber of Commerce, Arizona Game and Fish, Pinal County, ASU, and Resolution Copper Company. She is glad for the decision council made.

Leslie Martin-When you set these fees up over a year ago I was invited to give my input along with another member of the Chamber. We all agreed that the fees for the non profit would be set at \$100 to at least cover the cost of the utilities. There are some real good things that are happening. She feels that the policy has to be changed but this has to be really looked at and make sure it is fair to all.

Sue Anderson-Just a reminder about Free Dump Day Saturday, December 7, 2013. Mrs. Anderson thanked the Town for the use of the back hoe and the employee. Also the Town has put a link for the Chamber of Commerce and on their web site and she is grateful for that and will help them out a lot. Pinal County is discussing a possible increase the vendor fees and other fees that will affect all of the activities. Yesterday they approved to lower the fees for all of the establishment from 800 to \$276.00. Event permits were going to wipe all of our events out so now our fee is Zero. The Senior Center is also zero.

EXECUTIVE SESSION

Mayor Valenzuela requested a motion to move into Executive Session, motion by Councilmember Tameron, second by Vice Mayor Lopez, motion carries.

Motion to move back into regular session requested by Mayor, motion by Besich-Lira, second by Vice Mayor Lopez, motion carries. 8:33 pm

SUMMARY OF CURRENT EVENTS

A. Council Members

<u>Councilmember Besich-Lira</u>- Just wanted to remind everyone of Miracle on Main Street and the Light Parade on Saturday. It will be very cold so unless it rains we move forward with the event. Thank all of the public for their support and don't forget to attend should be great for all of the children and adults also.

<u>Councilmember Aguilar</u>- Wanted to just thank staff for working so hard. The streets look cleaner and picking up stuff. We need to start doing something about those that are throwing trash at Ray Road. He spoke to Pete Rios and would like for their continued support regarding the dumpsters Pinal County has provided.

Councilmember Alonzo-He just wanted to thank everyone for coming out tonight and all of the positive comments that he has received and welcomed the new Interim Chief of Police. He has been talking to a lot of people in the community and seems that there is a feeling in the air that everyone is coming together. Let's help Miracle on Main Street be a great success just as it was last year. The Little League will be there selling hamburgers. Don't forget fee dump day on Saturday morning. Come out help us.

Councilmember Estatico- He agrees with Councilmember Alonzo, hopefully we are heading in the right direction. He also wanted to thank the staff, Nora, Margaret, Mr. Cooper, Ruby, Angelique for all of the hard work you have done. Welcome Sgt. McNeill as our new Interim Chief of Police.

Councilmember Tameron- No comment

Vice Mayor Lopez- Hope to see all of you at the Parade. Have a safe and happy holiday.

Mayor-He wanted to thank all of the staff and public works for doing a great job. You can see all of the work that the street crew is doing, they are working on everything that needs to be done. Welcome to Sgt. McNeill look forward to having him here and working with him.

Town Manager, Margaret Gaston-She wanted to remind the Council to be thinking of possible Projects for the CDBG (Community Development Block Grant) public hearing coming up on December 19, 2013. We will be filling out an application probably in January or February of 2014.

The Angel Tree is up and ready for names of children that needed clothing and gifts. We had \$150 donated today to be used for the Angel Tree. All gifts have to be back at Town Hall by the 18th of December. There are still names available.

We did have a problem with our main fire truck today and it is down. We are borrowing a fire truck from the City of Phoenix. The paperwork is being completed today for the Phoenix truck. We will get quotes for fixing our fire truck. Queen Valley and Apache Junction have been put on notice if we have a fire, they will be the first responders.

Properties are getting appraisals much faster, before it was 1 every few months, now it is 7 or 8 every couple of months.

Mayor Valenzuela- He had one last comment. He has had several calls regarding someone taking pictures of their houses. CAAG is out there taking these photographs of people's homes. They are Working on a project and that is why they are taking those pictures. It is a housing project so please do not worry it is CAAG doing the work.

ADJOURNMENT

Motion to adjourn requested by Mayor, motion made by Councilmember Aguilar, second by Councilmember Tameron, motion carries Time 8:39 pm.

	Mayor Jayme Valenzuela
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